# Department of Fish and Game Fund Reference Manual



A listing and Description of Current and Historical Funding Sources of Fish and Game Preservation Fund for the California Department of Fish and Game

State of California
Department of Fish and Game
Administration Division
Budget Branch

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## FUND REFERENCE MANUAL DEPARTMENT OF FISH AND GAME

#### **TABLE OF CONTENTS**

DEFINITION OF FUND REFERENCE MANUAL TERMS	3
PURPOSE AND RESPONSIBILITIES	4
INDEX OF FISH AND GAME PRESERVATION NON-DEDICATED A	ND
DEDICATED ACCOUNTS	5

#### **DEFINITION OF FUND REFERENCE MANUAL TERMS**

#### **Fund Number:**

The fund code assigned to each Fish and Game Preservation Fund (FGPF) accounts for identification.

#### **Legal Title:**

The title/name given to the FGPF accounts via legal reference.

#### **Legal Citation:**

The legal reference that authorizes the establishment of the FGPF accounts.

#### **History and Source of Funds:**

Background and current information referencing the FGPF accounts including the origin of the account's revenue.

#### **Restrictions of Use of Funds:**

The legal constraint on use of FGPF accounts and the activities that can be supported by the accounts according to the legal reference.

#### **Matching or Cost-Sharing Requirement:**

States whether the use of another fund is required before the stated account can be expended.

#### **Appropriation Authority:**

The legal reference that appropriates the money to Department of Fish and Game (Department).

#### **Section 711 Fish and Game Code Application:**

Section 711 of the Fish and Game Code recites legislative intent that nongame fish and wildlife programs and free fishing licenses shall not be funded from the FGPF. The Legislature also stated that sport hunting and sport fishing programs are to be funded from license revenues, federal reimbursements, federal funds, and other funds appropriated by the Legislature for this purpose. Programs which benefit commercial fishing programs are to be funded solely from revenue generated from commercial uses. The Fund Reference Manual (FRM) identifies whether a fund source should be used to fund "game", "commercial;", or "non-game" program components. Management has made this determination based on review of fund constraints.

#### **INTRODUCTION**

#### **PURPOSE**

The purpose of the Department of Fish and Game's FRM is to promote sound program and fiscal management by providing an informational tool that identifies the origin of each funding source, the intended uses and restrictions associated with each FGPF account and historical background on each account.

#### **ACCOUNTING OFFICE AND BUDGET OFFICE RESPONSIBILITIES**

Are jointly responsible for coordinating authority and expenditure information on fund conditions each year with past year actuals to create the most current and accurate revenue forecasting report annually for management, Department of Finance, and other interested agencies/organizations. Also responsible for coordinating with the Fund Coordinators to monitor and update the FRM making changes, deletions, and additions where necessary to ensure the full intent of the Legislature is fulfilled.

#### **DEPARTMENT OF FISH AND GAME**

#### **FUND REFERENCE MANUAL INDEX LIST**

The Department is entrusted to protect and conserve these natural resources. The Department mission is "to manage California's diverse fish, wildlife, and plant resources, and the habitats upon which they depend, for their ecological values and for their use and enjoyment by the public." It is the policy of the Department to fulfill this mission by focusing on the following fundamental priorities to maximize resources:

- Wildlife and Fisheries Management, and Regulations
- Resource Assessment, and Habitat Restoration,
- Conservation Planning, Environmental Review, Permitting, and Regulations,
- Water Resources Management,
- Enforcement of Laws and Regulations Protecting Wildlife, Fish, and Habitat,
- Public Education on the Benefits of a Healthy and Sustainable Fish and Wildlife Population, and
- Response to Environmental Spills

The Department has many fund sources within the Governor's budget that support he mission. This part is about Fish and Game Preservation Fund (FGPF) that consists of FGPF non-dedicated account and FGPF dedicated accounts. Each account is subject to legal constraints on the use of funds and the activities that can be supported by the fund. Therefore, the Department's program budget spending priorities are based on the legal citation and legislative intent of each unique fund source. The Department's fund and account source 711 designations indicate the legal intent and appropriate usage of revenues received for funding various Department program activities. Per Section 711 of the Fish and Game Code (FGC), it is the intent of the legislature to ensure adequate funding from appropriate fund sources for the Department. In summary, the code provides that:

- a. The costs of non-game fish and wildlife programs and free hunting and fishing license programs shall be provided annually in the Budget Act by appropriating money from the General Fund and sources other than the FGPF to the Department for these purposes.
- b. The costs of commercial fishing programs shall be provided out of revenues from commercial fishing taxes, license fees, and other revenues from reimbursement and federal funds received from commercial fishing programs, and other funds appropriated by the Legislature for this purpose.
- c. The costs of hunting and sport fishing programs shall be provided out of hunting and sport fishing revenues and reimbursements and federal funds received for hunting and sport fishing programs, and other funds appropriated by the Legislature for this purpose. These revenues, reimbursement, and federal funds shall not be used to support

commercial fishing program, free hunting and fishing license programs, or non-game fish and wildlife programs.

d. The costs of managing lands managed by the Department and costs of wildlife management programs shall be supplemented out of revenues in the Native Species Conservation and Enhancement Account in the FGPF.

Therefore, to help ensure compliance, DFG program fund sources have been assigned a 711 designation based on the legislative intent stated under Section 711 of the FGC. These funds are used to support program operations, and time reporting activities which also have a 711 designation.

FGC Section 711 Designation: G = Game, S = Sport, C = Commercial, NG = Non Game, POL = Pollution, IDC = Indirect Costs

The following FGPF accounts represent the major sources of current funding and historical funding along with a description of the revenue source, FGC Section 711, and other government code spending requirements.

(1) Fund Number	(2) FGC 711 Designation	(3) Fund Titles – Revenue Description – resource Spending Requirements
0200.01 NON-DEDIATED	G/S/C/NG	Fish and Game Preservation Fund – Non Dedicated  a. Description of Revenues: Sport Fishing – Hunting – Commercial License Buyers & Other receipts  b. Spending Requirement: In Summary, Finances Protection/Enhancement of Fish/Wildlife
DEDICATED	G/S/C/NG	Fish and Game Preservation – Dedicated Account  a. Description of Revenues: Licenses – Tags – Permits – Stamps  b. Spending Requirement: In Summary, Finances Protection/Enhancement of Fish/Wildlife – See Below Breakout of Spending Requirements:
0200.02	G/S	Sub Breakout: Striped Bass Stamp - Dedicated Account  a. Description of Revenues: User Stamp Fee  b. Spending Requirement: Striped Bass  Note: Stamp Expired Jan. 1, 2004
0200.04	G/S/C	Sub Breakout: California Ocean Resources Enhancement and Hatchery Program – Dedicated Account  a. Description of Revenues: User Stamp Fee  b. Spending Requirement: Marine Fish and Species Research

(1) Fund Number	(2) FGC 711 Designation	(3) Fund Titles – Revenue Description – resource Spending Requirements
0200.05	G/C	Sub Breakout: Commercial Salmon Stamp Account – Dedicated Account
		a. Description of Revenues: User Stamp Fee
		b. Spending Requirement: Salmon Program
0200.06	G/C	Sub Breakout: Commercial Augmented Salmon Stamp - Dedicated Account
		a. Description of Revenues: User Stamp Fee
		b. Spending Requirement: Salmon Program
0200.07	G/C	Sub Breakout: Commercial Salmon Vessel Permit - Dedicated Account
		c. Description of Revenues: User Permit Fee
		d. Spending Requirement: Salmon Program
0200.08	G/s	Sub Breakout: Augmented Deer Tags – Dedicated Account
		a. Description of Revenues: User Tag Fee
		b. Spending Requirement: Deer Program
0200.09	G/S	Sub Breakout: State Duck Stamp – Dedicated Account
		a. Description of Revenues: User Stamp Fee
		b. Spending Requirement: Migratory Waterfowl Habitat Program
0200.10	G/S	Sub Breakout: Wildlife Habitat Enhancement and Management Program – Dedicated Account
		a. Description of Revenues: Private Land Owners License Fee
		b. Spending Requirement: Private Lands Habitat Improvement Program
0200.11	G/S/NG	Sub Breakout: Bighorn Sheep Permit - Dedicated Account
		e. Description of Revenues: User Tag Fee
		f. Spending Requirement: Big Horn Sheep Program
0200.13	G/C	Sub Breakout: Aquaculture Program - Dedicated Account
		a. Description of Revenues: User Registration/Lease/Inspection Permit Fee
		b. Spending Requirement: Aquaculture Program
0200.14	NG	Sub Breakout: Lake and Streambed Alteration - Dedicated Account
		a. Description of Revenues: User Agreement Fee
		b. Spending Requirement: Lake and Streambed 1600 Program
0200.17	G/C	Sub Breakout: Herring Research and Management - Dedicated Account
		a. Description of Revenues: User Stamp/Permit Fee
		b. Spending Requirement: Herring Fisheries Research Program

(1) Fund Number	(2) FGC 711 Designation	(3) Fund Titles – Revenue Description – resource Spending Requirements
0200.18	NG	Sub Breakout: Endangered and Rare Fish, Wildlife and Plant Species Conservation Enhancement – Dedicated Account (Income Tax Check-Off)
		a. Description of Revenues: Taxpayer Personal Income Tax Contribution
		b. Spending Requirement: T & E Species & Plants Program
0200.20	G/NG	Sub Breakout: Penalty Assessment Training - Dedicated Account
		a. Description of Revenues: FGC Violator Fines & Penalties
		b. Spending Requirement: DFG Employee Training/Education Program
0200.21	G/C	Sub Breakout: Abalone Resources Restoration and Enhancement Program – Dedicated Account
		a. Description of Revenues: User Landing Tax
		b. Spending Requirement: Abalone Program Committee Recommendations
0200.23	G/S	Sub Breakout: Steelhead Trout - Dedicated Account
		a. Description of Revenues: User Catch Report Card Fee
		b. Spending Requirement: Steelhead Resource Management Program
0200.24	С	Sub Breakout: Marine Resources Protection Account - Dedicated Account
		a. Description of Revenues: User Permit & Stamp
		b. Spending Requirement: Compensation to Commercial Users
		Note: After January 1, 1995, any remaining funds shall be used to fund marine resource related scientific research.
0200.25	G/S	Sub Breakout: Wild Pig - Dedicated Account
		a. Description of Revenues: User Tag Fee
		b. Spending Requirement: Wild Pig Management Program
0200.26	G/S	Sub Breakout: Upland Game Bird Account - Dedicated Account
		a. Description of Revenues: User Stamp Fee
		b. Spending Requirement: Upland Game Projects Program
0200.28	G/NG	Sub Breakout: Secret Witness Program - Dedicated Account
		a. Description of Revenues: FGC Violator Fine
		b. Spending Requirement: FGC Enforcement Program
0200.29	G/S	Sub Breakout: Abalone Restoration and Preservation Account - Dedicated Account
		a. Description of Revenues: User Stamp Fee
		b. Spending Requirement: Recreational Abalone Management Program

(1) Fund Number	(2) FGC 711 Designation	(3) Fund Titles – Revenue Description – resource Spending Requirements
0200.30	G/C	Sub Breakout: Nearshore Fisheries Management Act - Dedicated Account
		a. Description of Revenues: User Permit Fee
		b. Spending Requirement: Nearshore Management Plan Program
0200.31	G/S	Sub Breakout: Sport Fish Enhancement Stamp - Dedicated Account
		a. Description of Revenues: User Stamp Fee
		b. Spending Requirement: Bay Delta Sport Fisheries Program
0200.32	G/NG/S/C/POL/IDC	Sub Breakout: Fish and Game Warden Stamp - Dedicated Account
		a. Description of Revenues: Donation
		b. Spending Requirement: Support the Department's wardens
0200.33	G/S	Sub Breakout: Big Game Management Account - Dedicated Account
		a. Description of Revenues: User Tag Fee and Fund Raisings
		b. Spending Requirement: Programs to benefit antelope, elk, deer, wild pig, bear, and sheep, and to expend public hunting opportunities
0200.34	NG	Sub Breakout: Renewable Resources Permitting Account - Dedicated Account
		a. Description of Revenues: Permit Application Fee
		b. Spending Requirement: Department's cost of processing incidental take permit applications pursuant to California Endangered Species Act (CESA)
0200.35	С	Sub Breakout: Dungeness Crab Account - Dedicated Account
		a. Description of Revenues: Crab Trap Tag Fee and Crab Trap Limit Fee
		b. Spending Requirement: Dungeness Crab Program

Fund Number: 0200 (Dedicated Account 0200.02)

Legal Title: Striped Bass Stamp – Fish and Game Preservation Fund

Legal Citation: Fish and Game Code, Section 7360-7363

History and Source of Funds: Chapter 398, Statutes of 1997, requires sport-fishing licensees to have a Striped Bass Stamp permanently affixed to their normal fishing license in order to take striped bass. The fee for the stamp was deposited in the FGPF for the preservation of striped bass. Authorized the Director to appoint a Striped Bass Stamp Fund Advisory Committee. The Committee, consisting of nine members, annually recommends to the Department projects and budgets for the expenditure of Striped Bass Stamp funds. Required the Department to give full and complete consideration to the Committee's recommendations. The requirement to purchase a Striped Bass Stamp expired on January 1, 2004.

The Committee continues to provide advice on funding bay delta projects until remaining funds are exhausted.

Restrictions on Use of Funds: The fees received by the Department shall be allocated solely to produce striped bass, increase the number of striped bass, and to help restore aquatic habitat for striped bass. 15% of the money deposited in the fund shall be used for projects that benefit salmon habitat. Required the Department to submit to the Committee an annual accounting of funds derived from Striped Bass Stamps, including the number of stamps sold, funds generated and expended, and a status report of programs funded.

Matching or Cost-Sharing Requirement: None

**Administering Agency:** Department of Fish and Game

<u>Section 711, Fish and Game Code Application</u>: Game/Sport Fishing – use of funds are directed by the statutory requirements and recommendations made by the Committee.

Fund Number: 0200 (Dedicated Account 0200.04)

Legal Title: California Ocean Resources Enhancement and Hatchery Program - Fish and Game

**Preservation Fund** 

Legal Citation: Fish and Game Code, Section 6590-6600

History and Source of Funds: Chapter 982, Statutes of 1983, established the California Ocean Resources Enhancement and Hatchery Program for the purpose of conducting basic and applied research on the artificial propagation and distribution of adversely affected marine fish species which are important to both sport and commercial fishing in ocean waters off the coast of California, south of a line extending due west from Point Arquello. Funding for the research and development is most appropriately borne by a special fund derived from user fees on sport and commercial fishermen who stand to benefit directly from the resurgence of various marine species. Revenues to fund this program come from the establishment of an Ocean Fishing Enhancement Stamp. Sport and commercial fishermen are required to purchase the stamp if fishing south of Point Arguello. An Ocean Resource Enhancement Advisory Panel 9OREAP) was also established. This statutes expired January1, a990 but the provisions were extended until January 1, 2003. The sunset clause terminating the program on January 1, 2003, was removed furring the 2001 Legislative session, extending the program indefinitely.

Restrictions on Use of Funds: For basic and applied research on the artificial propagation, rearing, stocking, and distribution of adversely affected marine fish species. Funds may be used to contract with private, nonprofit organizations (the University of California, California State University, and private nonprofit organizations conducting related research prior to January 1, 1984) to conduct research related to the program. An amount not to exceed 15% of total annual revenues deposited in the account may be appropriated for the administration of the program, including any reasonable and necessary expense incurred by members of the panel. No research project may be financed unless it has been approved by the Director and a majority of the members of the panel.

Matching or Cost-Sharing Requirement: None

**Administering Agency:** Department of Fish and Game

<u>Section 711, Fsih and Game Code Application</u>: Game/Sport Fishing/Commercial at the discretion of the Director, with the advice and assistance of the OREAP.

Fund Number: 0200 (Dedicated Account 0200.05)

Legal Title: Commercial Salmon Stamp Account - Fish and Game Preservation Fund

Legal Citation: Fish and Game Code, Sections 7852.3, 7860, 7861.1, 7863, 8234

**History and Source of Funds:** Legislation sponsored by the commercial salmon fishing industry in the late 1970's statutorily established a Commercial Salmon Stamp Account (FGC Section 7861.1) which administratively has been divided into two dedicated accounts, the Commercial Salmon Stamp Dedicated Account and the Augmented Salmon Stamp Dedicated Account, reflecting statutory division of expenditure authority. Statutes require individuals who take salmon commercially or who are aboard a vessel engaged in commercial take or transport of salmon to have a Commercial Fishing Salmon Stamp affixed to their commercial fishing licenses (a vessel operator may purchase one additional "John Doe" stamp in addition to the stamp required of the operator to cover one commercially licensed crew member). Possession of the stamp is also required for purchase of a commercial salmon vessel permit. Finally, operators and crew of commercial passenger salmon fishing vessels are required to purchase stamps. Base fee for the stamp is set at \$85.00 with provision for fee increases based on landings in the preceding season according to a statutory formula: in years when prior-year commercial salmon landings exceed 3 million pounds, the stamp fee increased by \$12.50 for every 250,000 pounds over the 3 million pound based to a maximum of \$250.00. From each stamp sold, \$30.00 is directed to salmon rearing (Salmon Stamp Dedicated Account) matched by other nonreimbursable Department funds. Funds in excess of the \$30.00 for rearing are expended for projects to increase ocean salmon landing in accordance with recommendations made by the Commercial Salmon Trollers Advisory Committee (Augmented Salmon Stamp Dedicated Account) established by the enabling legislation. Under FGC Section 7861.2, ongoing reimbursement authority is provided for the account to receive funds from almost any other source including, but not limited to, grants, including federal grants, bequests, and donations provided that such fund transfers clearly designate the account as the intended recipient of the funds.

Restrictions on Use of Funds: Costs for issuing stamps may be deducted prior to depositing fees into the Commercial Salmon Stamp Account. Administrative overhead is limited to 15% of expenditures. Interest on reserves is credited to the FGPF rather than to either dedicated account. Funds from the Commercial Salmon Stamp Dedicated Account may be expended only to defray half the cost of rearing 2 million yearling salmon, with the remaining one-half of costs borne by the Department from other, nonreimbursable funds. This required match has come from commercial salmon landing tax monies historically which is directed by statute to salmon propagation.

<u>Matching or Cost-Sharing Requirement</u>: The \$30.00 per stamp directed to this dedicated account for salmon rearing is exactly matched by other, nonreimbursable Department funds for rearing 2 million yearling salmon.

**Administering Agency:** Department of Fish and Game

Section 711, Fish and Game Code Application: Game/Commercial

Fund Number: 0200 (Dedicated Account 0200.06)

Legal Title: Commercial Augmented Salmon Stamp – Fish and Game Preservation Fund

Legal Citation: Fish and Game Code, Section 7852.3, 7860-7861.2, 7863, 8234

**History and Source Funds:** Legislation sponsored by the commercial salmon fishing industry in the late 1970's statutorily established a Commercial Salmon Stamp Account (FGC Section 7861.1) which administratively has been divided into two dedicated accounts, the Commercial Salmon Stamp Dedicated Account and the Augmented Salmon Stamp Dedicated Account, reflecting statutory division expenditure authority. Statutes require individuals who take salmon commercially or who are aboard a vessel engaged in commercial take or transport of salmon to have a Commercial Fishing Salmon Stamp affixed to their commercial fishing licenses (a vessel operator may purchase one addition "John Doe" stamp in addition to the stamp required of the operator to cover one commercially licensed crew member). Possession of the stamp is also required for purchase of a commercial salmon vessel permit. Finally, operators and crew of commercial passenger salmon fishing vessels are required to purchase stamps. Base fee for the stamp is set at \$85.00 with provision for fee increases based on landings in the preceding season according to a statutory formula: in years when prior-year commercial salmon landings exceed 3 million pounds, the stamp fee increased by \$12.50 for every 250,000 pounds over the 3 million pound based to a maximum of \$260.00. From each stamp sold, \$30.00 is directed to salmon rearing (Salmon Stamp Dedicated Account) matched by other nonreimbursable Department funds. Funds in excess of the \$30.00 for rearing are expended for projects to increase ocean salmon landing in accordance with recommendations made by the Commercial Salmon Trollers Advisory Committee (Augmented Salmon Stamp Dedicated Account) established by the enabling legislation. Under FGC Section 7861.2, ongoing reimbursement authority is provided for the account to receive funds from almost any other source including, but not limited to, grants, including federal grants, bequests, and donations provided that such fund transfers clearly designate the account as the intended recipient of the funds.

Restrictions on Use of Funds: Costs for issuing stamps may be deducted prior to depositing fees into the Commercial Salmon Stamp Account. Administrative overhead is limited to 15% of expenditures. Interest on reserves is credited to the FGPF rather than to either dedicated account. Funds from the Augmented Salmon Stamp Dedicated Account may be expended only for projects with the goal of increasing ocean salmon landings in accordance with recommendations of the Commercial Salmon Trollers Advisory Committee. The Department may choose not to fund projects recommended by the Advisory Committee but is statutorily prevented from expending funds from the dedicated account except on recommendation of the Advisory Committee.

Matching or Cost-Sharing Requirement: None

**Administering Agency**: Department of Fish and Game

Section 711, Fish and Game Code Application: Game/Commercial

Fund Number: 0200 (Dedicated Account 0200.07)

Legal Title: Commercial Salmon Vessel Permit – Fish and Game Preservation Fund

Legal Citation: Fish and Game Code, Sections 8230-8248

<u>History and Source of Funds</u>: Requires individuals who participate in the commercial salmon fishery to obtain a commercial salmon vessel permit from the Department. Requires that the permit be permanently affixed to the vessel and visible at all times. Specifies that the owner or agent of the vessel must first obtain a commercial salmon fishing permit to be eligible for a commercial salmon vessel permit. Establishes a minimum fee of \$35.00 for an original application to secure a commercial salmon vessel permit. Currently, the fee for a commercial salmon vessel permit is 40.94 annually.

<u>Restrictions on Use of Funds</u>: FGC Section 8235(b) allows the Department to set the fee for an amount it determines to be necessary to pay reasonable costs of implementing and administering the commercial salmon vessel permit program.

**Matching or Cost-Sharing Requirement**: None

**Administering Agency:** Department of Fish and Game

Section 711, Fish and Game Code Application: Game/Commercial

Fund Number: 0200 (Dedicated Account 0200.08)

Legal Title: Augmented Deer Tags – Fish and Game Preservation Fund

Legal Citation: Fish and Game Code, Sections 450-460, 4301-4341

<u>History and Source of Funds</u>: Establishes the fee for deer tags and specifies that the fees are to be adjusted based on specified expenses of the Department compared to the 1977-78 fiscal year expenses. Specifies that 54% of the fund is continuously appropriated to the Department for implementation of deer management plans. In addition, not more than 10 deer tags may be auctioned and the proceeds are used for the Deer Herd management Plan Implementation Program.

Per Chapter 408, Statutes of 2010, revenues from the sale of tags, including any fundraising tags, will no longer be deposited into Dedicated Account 0200.08. Those revenues are to be deposited in the new Big Game Management Account (Dedicated Account 0200.33).

Restrictions on Use of Funds: These funds are used for the purpose of implementing the deer herd management plans prepared pursuant to Chapter 5, Division 1, of the FGC. This appropriation is intended to be in addition to, and not a replacement for, funds budgeted to the Department from the FGPF for deer management. Projects that have been funded include habitat improvement work as well as research and data gathering. Any project that implements some aspect of one or more deer herd plans may be considered for funding under this program.

Matching or Cost-Sharing Requirement: None

**<u>Administering Agency</u>**: Department of Fish and Game

Section 711, Fish and Game Code Application: Game/Sport Hunting

Fund Number: 0200 (Dedicated Account 0200.09)

Legal Title: State Duck Stamp – Fish and Game Preservation Fund

Legal Citation: Fish and Game Code, Sections 3460, 3700-3706

<u>History and Source of Funds</u>: The taking of migratory waterfowl by adult hunters requires purchase of a State Duck Stamp Validation in addition to a hunting license. The fees from State stamp sales are required to be deposited in a separate State Duck Stamp Account in the FGPF to permit separate accountability for receipts and expenditures of funds derived from State Duck Stamp sales.

Restrictions on Use of Funds: Funds deposited in the State Duck Stamp Account shall be used for projects approved by the Fish and Game Commission for the purpose of protecting, preserving, restoring, enhancing, and developing migratory waterfowl breeding and wintering habitat, evaluating habitat projects and conducting waterfowl resource assessments and other waterfowl related research. These funds may be used to reimburse nonprofit organizations for completed habitat projects. The Department may make grants or enter into contracts with nonprofit organizations for the use of these funds when it finds that it is so necessary, and further, such contracts are not subject to certain provisions of Part 2 of Division 2 of the Public Contract Code. An amount of \$2.25 of each stamp sold shall be used for the preservation of waterfowl habitat in Canada. The balance shall be used for projects approved by the Fish and Game Commission in California, if any land acquired in California with the funds shall be open to waterfowl hunting. Limits the administrative overhead charges to a maximum of 6% of the amount annually deposited in the State Duck Stamp account.

<u>Matching or Cost-Sharing Requirement</u>: The funds sent to Canada shall be for the purposes of the North American Waterfowl Management Plan and shall be matched with federal or private funds available for that purpose.

**Administering Agency**: Department of Fish and Game

Section 711, Fish and Game Code Application: Game/Sport Hunting

Fund Number: 0200 (Dedicated Account 0200.10)

Legal Title: Wildlife Habitat Enhancement and Management Program – Fish and Game Preservation

Fund

Legal Citation: Fish and Game Code, Sections 3400/3409

History and Source of Funds: Chapter 835, Statutes of 1983, authorized the Fish and Game Commission to issue revocable nontransferable licenses for wildlife management areas on private lands. These licenses are valid for a period of five years. A nonrefundable fee in an amount established by the Commission that is calculated to meet the cost in administering the program was authorized. The fee is graduated depending on the size of the area from \$1,250 to \$2,000 annually. The intent of the program is to protect and enhance wildlife habitat by encouraging private landowners to manage their property for the benefit of fish and wildlife. The Commission has the authority to set flexible, but biologically sound seasons and bag limits on these areas in return for habitat improvements.

**Restrictions on Use of Funds:** The fees are calculated to meet the costs incurred by the Department in administering Chapter 2, Article 5, of the FGC – Management of Fish and Wildlife on Private Lands.

**Matching or Cost-Sharing Requirement:** None

**Administering Agency:** Department of Fish and Game

Section 711, Fish and Game Code Application: Game/Sport hunting

Fund Number: 0200 (Dedicated Account 0200.11)

Legal Title: Bighorn Sheep - Fish and Game Preservation Fund

Legal Citation: Fish and Game Code, Section 4902-4903

<u>History and Source of Funds</u>: Chapter 745, Statutes of 1986, authorizes the Fish and Game Commission to adopt regulations for management and maintenance of bighorn sheep at a sound biological level. The Commission may determine a fee to take a mature Nelson bighorn sheep ram. Authorizes the Commission to establish the fee for a Nelson bighorn sheep tag but states that the price cannot exceed \$500. Revenues from the fees shall be deposited in the FGPF. Specifies that a maximum of three tags can be auctioned annually with the proceeds designated for projects or programs which benefit bighorn sheep.

Per Chapter 408, Statutes of 2010, revenues from the sale of sheep tags, including any fundraising tags, will no longer be deposited into Dedicated Account 0200.11. Those revenues are to be deposited in the new Big Game Management Account (Dedicated Account 0200.33).

<u>Restrictions on Use of Funds</u>: Revenues shall be expended solely for the purpose of the bighorn sheep program and projects to benefit bighorn sheep and for the direct costs incurred in carrying out the Department's bighorn sheep activities. The money shall be used to augment and not to replace monies appropriated from existing funds available to the Department for the preservation, restoration, utilization, and management of bighorn sheep.

Matching or Cost-Sharing Requirement: None

**Administering Agency:** Department of Fish and Game

Section 711, Fish and Game Code Application: Game/Sport Hunting/Nongame (project specific)

Fund Number: 0200 (Dedicated Account 0200.13)

Legal Title: Aquaculture Program – Fish and Game Preservation Fund

Legal Citation: Fish and Game Code, Section 15100-15105

<u>History and Source of Funds</u>: Chapter 1065, Statutes of 1987, created the Aquaculture Account in the FGPF as a depository for all monies collected by the Department pursuant to Division 12, Aquaculture, of the FGC.

Chapter 1703, Statutes of 1990, amended Sections 15101 and 15103 of the Code to increase the aquaculture registration and surcharge fees. An aquaculture facility is assessed \$549 for the initial registration; each subsequent year a fee of \$275 is received from each facility(s). The additional surcharge fee of \$412 is due at the time of registration if the gross annual sales of aquaculture products from the facility(s) during the prior calendar year exceeded \$25,000. There is also provision for assessment of delinquency penalties and the fees are adjusted annually pursuant to Section 713 of the Code.

Water bottom lease fees and privilege taxes are imposed on persons growing aquaculture products on public lands and in public waters. Annual lease fees are determined by minimum rates set in the FGC or by competitive bidding. Monthly privilege taxes are based on the species and pounds of production sold.

Inspection fees and special permit fees are set to recover the Department costs of conducting the inspection or administering the permit, and are regulated by the Fish and Game Commission. Chapter 1703, Statutes of 1990, sets the fee for each striped bass and white sturgeon broodstock collection permit at \$500.

<u>Restrictions on Use of Funds</u>: Funds in the Aquaculture Account shall be expended solely on the Department's Aquaculture Program. Chapter 1065, Statutes of 1987, provided one additional personnel year to establish the position of Aquaculture Coordinator whose duties are specified in Section 15100.

Matching or Cost-Sharing Requirement: None

**Administering Agency:** Department of Fish and Game

Section 711, Fish and Game Code Application: Game/Commercial

Fund Number: 0200 (Dedicated Account 0200.14)

Legal Title: Lake and Streambed Alteration - Fish and Game Preservation Fund

Legal Citation: Fish and Game Code, Section 1601-1607

<u>History and Source of Funds</u>: Chapter 909, Statutes of 1961, required any person who substantially diverted or obstructed the natural flow or substantially changed the bed, channel, or bank of any river, stream, or lake designated by the Department, or used any material from the Streambeds to obtain an agreement from the Department. In 1976, the law was changed to designate processes for public and private entities to obtain a streambed alteration agreement, a process for timber harvest plans, and an arbitration process.

The Legislature authorized the Department to charge applicants fees beginning in Fiscal Year 1982-83 to meet *half* of its Lake and Streambed Alteration Program (Program) costs. In 1991, former section 1607 was amended to require the Department to charge fees to meet its *total* schedule by increasing all the fees 16.75%.

In November 2005, the Department repealed its then existing fee schedule and added a new fee schedule. In calculating the fees in the new fee schedule, the Department took the 2006 Implicit Price Deflator for State and Local Government Purchases of Goods and Services (IPD) published by the United States Department of Commerce, among other factors, into account. FGC Section 713 requires the Department to annually adjust for inflation any fees it charges for licenses, stamps, permits, tags, or other entitlements issued by the Department. In doing so, the Department must use changes in the IPD as the index to determine the annual rate of increase or decrease in the fees, referred to as the "index rate".

The fee schedule established pursuant to FGC Section 1609 may not impose a fee that exceeds five thousand dollars (\$5,000) for any agreement. The fee limitation does not apply to any agreement issued pursuant to subdivision (g) of Section 1605.

Effective January 1, 2010, the Department amended the fee schedule by adjusting the fees based on the IPD for 2007, 2008, and 2009. The current fee schedule is specified in Section 699.5 of Title 14 of the California Code of Regulations.

<u>Restriction on Use of Funds</u>: The fees charged shall be established in an amount necessary to pay the total costs incurred by the Department in administering and enforcing this chapter, including, but not limited, preparing and submitting agreements, and conducting inspections. Fees received shall be deposited in the FGPF.

Matching or Cost-Sharing Requirement: None

**<u>Administering Agency</u>**: Department of Fish and Game

Section 711, Fish and Game Code Application: Nongame

Fund Number: 0200 (Dedicated Account 0200.17)

Legal Title: Herring Research and Management Account – Fish and Game Preservation Fund

Legal Citation: Fish and Game Code, Sections 8051, 8052(a), 8550-8559, Title 14, Sections 163.1, 164

<u>History and Source Funds</u>: Chapter 733, Statutes of 1973, authorized the Fish and Game Commission to provide for a commercial herring fishery. Herring fishery revenues that are deposited in the Herring Research and Management Account within the FGPF include: 90% of landings taxes (Section 8052), the herring stamp fee (Section 8558.1), the difference in permit fees for residents and nonresidents (Sections 8550.5, 8558.2), permit transfer fees (Title 14, Section 163.1), and one-half of all herring roe-on-kelp royalties (Section 8558.3, Title 14, Section 164).

Restrictions on Use of Funds: Specifies that the funds in the Herring Research and Management Account be expended for the purpose of supporting, in consultation with the herring industry, Department evaluations of and research on the herring population in San Francisco Bay and those evaluations and research that may be required for Tomales Bay, Humboldt Bay, and Crescent City. The evaluations and research shall be for determining the annual herring spawning biomass, determining the condition of the herring resource, and assisting the Commission and the Department in the adoption of regulations to ensure a sustainable herring fishery. Allocates an amount, not to exceed 15% of the total funds in the account, for educational purposes regarding herring, herring habitat, and the herring roe fishery.

Matching or Cost-Sharing Requirement: None

Administering Agency: Department of Fish and Game

Section 711, Fish and Game Code Application: Game/Commercial

Fund Number: 0200 (Dedicated Account 0200.18)

Legal Title: Endangered and Rare Fish and Wildlife, and Plant Species Conservation and Enhancement

- Fish and Game Preservation Fund (Tax Check-Off)

**Legal Citation: Fish and Game Code, Sections 1770-1772** 

Revenue and Taxation Code, Sections 18520-18525

<u>History and Source of Funds</u>: Chapter 1058, Statutes of 1983, created the Endangered and Rare Fish, Wildlife, and Plant Species Conservation and Enhancement Account within the FGPF. The account is a depository for contributions specified in excess of tax liability by taxpayers on their personal State income tax returns. The contributions must be specified for this account.

<u>Restrictions on Use of Funds</u>: Funds support of programs for native animal and plant species that have been designated by the Fish and Game Commission as rare, threatened, or endangered; related conservation and enhancement programs; and programs for those species that may be candidates for listing by the fish and Game Commission pursuant to the California Endangered Species Act (FGC Section 2050 *et seq.*). Limits the administrative overhead charges to a maximum of 15%.

Matching or Cost-Sharing Requirement: None

**Administering Agency:** Department of Fish and Game

Section 711, Fish and Game Application: Nongame

Fund Number: 0200 (Dedicated Account 0200.20)

Legal Title: Penalty Assessment Training - Fish and Game Preservation Fund

Legal Citation: California Penal Code, Section 1464(F)(1)

<u>History and Source of Funds</u>: Chapter 1333, Statutes of 1971, levied a penalty assessment for any violation of any provision of the Fish and Game Code or rule, regulation, or order adopted under the Code. After a determination by the court of the amount of fine and assessment, a portion shall be deposited in the State Treasury Assessment Fund. Once a month, State Controller's Office shall transfer into the FGPF an amount equal to 0.33% of the funds deposited in the Assessment Fund during the preceding month, but in no event shall the amount be less than the assessment levied on fines or forfeitures for violation of State laws relating to the protection or propagation of fish and game.

<u>Restrictions on Use of Funds</u>: Such monies are to be used for the education or training of Department employees which fulfills a need consistent with the objectives of the Department.

Matching or Cost-Sharing Requirement: None

**Administering Agency:** Department of Finance

Section 711, Fish and Game Code Application: Game/Nongame

Fund Number: 0200 (Dedicated Account 0200.21)

Legal Title: Abalone Resources Restoration and Enhancement Program – Fish and Game Preservation

Fund

Legal Citation: Fish and Game Code, Sections 8051.3 and 8051.4

<u>History and Source of Funds</u>: Chapter 1288, Statutes of 1990, created the Abalone Resources Enhancement Program (AREP) in the FGPF as a depository for funds allocated for abalone resource enhancement measures. Also, the Statutes require the Department to maintain internal accountability to ensure that all restrictions on the expenditure of AREP funds are met.

FGC Section 8051.3 imposed an additional landing tax of \$0.195 for each pound of abalone. All of these revenues are deposited in to the FGPF; and, as noted above, the Department must maintain internal accountability to ensure that all restrictions on the expenditure of funds are met. This Section was repealed on January 1, 2007. Although landing tax revenue ceases to be collected pursuant to FGC Section 5521, revenues remain in the AREP.

Restrictions on Use of Funds: These funds can be used in support of the recommendations of the Commercial Abalone Advisory Committee and implementation of the Management Plan. Not more 15% of the landing tax collected pursuant to FGC Section 8051.3 may be used for administration, and any interest on the revenue shall be deposited into the fund and used as noted above. This statute is to remain in effect only until January 1, 2013 unless extended.

Matching or Cost-Sharing Requirement: None

**Administering Agency:** Department of Fish and Game

Section 711, Fish and Game Code Application: Game/Commercial

Fund Number: 0200 (Dedicated Account 0200.23)

**Legal Title: Steelhead Trout – Fish and Game Preservation Fund** 

Legal Citation: Fish and Game Code, Sections 7380-7382

<u>History and Source of Funds</u>: Requires any individuals who wish to fish and steelhead trout in inland waters to purchase a steelhead trout catch report-restoration card for a fee of \$6.25 for the 2012 license year in addition to a valid sport fishing license, and is authorized to be adjusted annually pursuant to a specified index. Requires the cardholder to record certain fishing information on the card as specified by the Department.

Authorizes the Fish and Game Commission to adopt regulations which would detail procedures necessary for steelhead trout resource management information and contain a statement explaining potential uses of the funds. Return of the card to the Department is required.

Chapter 217, Statutes of 2011, extends the operation to July 1, 2017 which to be repealed as of January 1, 2018. The Department is required to report to the Legislature the steelhead trout fishing report-restoration card program's projects by July 1, 2016. The report shall be submitted in compliance with Section 9795 of the Government Code.

<u>Restrictions of Use of Funds</u>: The funds shall be expended to monitor, restore, or enhance steelhead trout resources consistent with Section 6901-6902, and to administer the program. Requires the Department to submit proposals for spending the revenue to the Advisory Committee on Salmon and Steelhead Trout for review and comment prior to submitting for inclusion in the State Budget Bill.

Matching or Cost-Sharing Requirement: None

**Administering Agency**: Department of Fish and Game

Section 711, Fish and Game Code Application: Game/Sport Fishing

Fund Number: 0200 (Dedicated Account 0200.25)

**Legal Title: Wild Pig – Fish and Game Preservation Fund** 

Legal Citation: Fish and Game Code, Sections 4650-4657

<u>History and Source of Funds</u>: Requires the Department to prepare wild pig management plans which describe the status and trend of California's wild pig population and allow for designation of wild pig management zones. Requires any individual who desires to take wild pigs to purchase pig tags in booklets of five. Establishes the wild pig tag at \$1.50. Specifies that wild pig tags are valid only during that portion of the current hunting license year in which wild pigs may be taken or possessed in any area of the State. Requires the individual who holds a wild pig tag to place his/her hunting license number on the pig tag; the kill date on the tag; and, when transporting the pig, the tag must be affixed to the carcass. Specifies that the report card portion of the tag shall be transmitted to the Department.

Per Chapter 408, Statutes of 2011, revenues from the sale of wild pig tags will no longer be deposited into Dedicated Account 0200.11. Those revenues are to be deposited in the new Big Game Management Account (Dedicated Account 0200.33).

**Restrictions on Use of Funds:** Requires funds from the sale of pig tags be placed in the FGPF. The funds are to be used solely for wild pig management. Requires the Department to maintain all internal accounting measures necessary to ensure that all restrictions on the funds are met.

**Matching or Cost-Sharing Requirement**: None

Administering Agency: Department of Fish and Game

Section 711, Fish and Game Code Application: Game/Sport Hunting

Fund Number: 0200 (Dedicated Account 0200.26)

Legal Title: Upland Game Bird Account - Fish and Game Preservation Fund

Legal Citation: Fish and Game Code, Sections 3682-3686

<u>History and Source of Funds</u>: Chapter 408, Statutes of 2010, amended the Upland Game Bird Account within FGPF. Requires individuals who take upland game bird species to purchase an Upland Game Bird Stamp Validation hunting license. Establishes the fee for an Upland Game Bird Stamp at \$6.25, adjusted pursuant to FGC Section 713. The revenues from the sale of Upland Game Bird Stamp Validations shall be deposited into the Upland Game Bird Account.

Restrictions on Use of Funds: Funds deposited in the Upland Game Bird Account shall be available for expenditure upon appropriation solely for purpose of acquiring land, completing projects and implementing programs to benefit upland game bird species, and expanding public hunting opportunities and related public outreach, including, but not limited to, enhancing upland game bird habitat. Any lands acquired with funds from the Upland Game Account shall be acquired in fee title or protected with a conservation easement and, to the extent possible, be open or provide access to the public for upland game bird hunting. Funds may also be used to pay administrative and enforcement costs of the programs and activities described in this section.

The Department may make grants to reimburse, or enter into contracts of other agreements as defined in subdivision (a) of Section 1571, with nonprofit organizations for the use of the funds from the Upland Game Bird Account to carry out the purpose of this section, including related habitat conservation projects. Upland game projects authorized pursuant to this section are not subject to Part 2 of Division 2 of the Public Contract Code or Article 6 of Chapter 6 of the Military and Veterans Code.

The Department shall maintain internal accountability for the collection, deposit, and expenditure of funds generated from the sale of the Upland Game Bird Stamp Validations.

Matching or Cost-Sharing Requirement: None

**Administering Agency:** Department of Fish and Game

Section 711, Fish and Game Code Application: Game/Sport Hunting

Fund Number: 0200 (Dedicated Account 0200.28)

Legal Title: Secret Witness Program – Fish and Game Preservation Fund

Legal Citation: Fish and Game Code, Sections 12021, 13006, 13103(k)

<u>History and Source of Funds</u>: Chapter 576, Statutes of 1995, authorized an additional \$15 penalty to be assessed to any assessment, fine, penalty, or forfeiture imposed for a violation of the FGC. Specifies that the additional \$15 penalty is to be used to fund the Department's Secret Witness Program. Authorizes counties, from funds available in their county fish and wildlife propagation fund, to contribute to the Secret Witness Program.

<u>Restrictions on Use of Funds</u>: Specifies that the \$15 penalty is to be used solely to fund the Department's Secret Witness Program. The purpose of the Secret Witness Program is to facilitate the enforcement of this Code and regulations adopted pursuant to the Code.

Matching or Cost-Sharing Requirement: None

**Administering Agency:** Department of Fish and Game

Section 711, fish and Game Code Application: Game/Nongame

Fund Number: 0200 (Dedicated Account 0200.29)

Legal Title: Abalone Restoration and Preservation Account - Fish and Game Preservation Fund

Legal Citation: Fish and Game Code, Sections 7149.8-7149.9, 5520-5522, 12006.6, 12009

<u>History and Source of Funds</u>: Chapter 787, Statutes of 1997, requires all individuals who take abalone to obtain an Abalone Stamp in addition to the requirement of possessing a valid sport fishing license. Fees received are deposited in the Abalone Restoration and Preservation Account within FGPF. Defines "research" to include, but is not limited to, investigation, experimentation, monitoring, and analysis and defines "management" to mean establishing and maintaining an optimal sustainable utilization.

The Statutes also imposed a moratorium on the taking, possessing, or landing of abalone for commercial or recreational purposes in ocean waters of the State south of a line drawn due west magnetic from the center of the mouth of San Francisco Bay including all islands offshore the mainland of California, including the Farallon Islands and the Southern California Channel Islands.

Requires the Department to prepare an Abalone Recovery and Management Plan on or before January 1, 2003 and submit the Plan to the Fish and Game Commission (Commission). On or before January 1, 2008, and after the adoption of the plan by the Commission, the Department may apply to the Commission to reopen all or a portion of the area affected by the moratorium to commercial and/or recreational take of abalone. If the Commission determines that commercial take of abalone is appropriate, priority for participation in the fishery will be given to those persons who held a commercial abalone permit during the 1996-97 permit year.

Chapter 741, Statutes of 2003, amended Section 7149.8 of the Fish and Game Code to require all individuals who take abalone to obtain an abalone report card in addition to a valid California sport fishing license and any applicable license validation or stamp issued pursuant to the Code. This Statutes also set the fee for the annual report card at \$15 in the 2004 license year with adjustment annually thereafter pursuant to section 713.

Restrictions on Use of Funds: Specifies that the funds are to be used only for the Recreational Abalone Management Program. The funds shall be used for research and management of abalone and abalone habitat. Supplementary funding of allocations for the enforcement of statutes and regulations applicable to abalone, acquisition of special equipment, and the production and dissemination of pamphlets, booklets, and posters aimed at compliance with the abalone regulations. Designates at least 15% of the funds collected are to be spent for program activities south of San Francisco. Not more than 20% of the fees collected can be used for Department administrative costs.

Matching or Cost-Sharing Requirement: None

**Administering Agency**: Department of Fish and Game

Section 711, Fish and Game Code Application: Game/Sport Fishing

Fund Number: 0200 (Dedicated Account 0200.30)

Legal Title: Nearshore Fisheries Management Act - Fish and Game Preservation Fund

Legal Citation: Fish and Game Code, Sections 8585-8589.7

History and Source of Funds: Chapter 1052, Statutes of 1998, required the Department to prepare and the Fish and Game Commission (Commission) to approve a Nearshore Fisheries Management Plan (NFMP) for the management and conservation of nearshore fisheries. Effective April 1, 1999, requires any individual who takes nearshore fish stocks for commercial purposes to obtain a nearshore fishery permit. The revocable nearshore fishery permit was \$125.00 annually. On or after January 1, 1999, authorizes the Commission to adopt regulations to regulate nearshore fish stocks and fisheries. In 2003, the Commission expanded this permit into nine area permits for effective regional management within the State. The annual fees for these permits in 2012 ranged from \$75.00 to \$663.75.

Restrictions on Use of Funds: Funds collected are to be used by the Department to prepare, develop, and implement the NFMP including preparation of resource assessments of NFMP species. Authorizes funding for enforcement of regulations adopted pursuant to this Act, the acquisition of special equipment, and the production and dissemination of printed materials such as pamphlets, booklets, and posters aimed at compliance with nearshore fishing regulations. Funding can also be provided for direction of volunteer groups assisting with nearshore fish stocks and nearshore habitat management, for presentations of institutions, and for publication of related material. Requires the Department to maintain internal accounts that ensure that funds received are expended as authorized by statute. Requires the Department to provide to the Commission and the Legislature an annual accounting of revenues deposited and of revenues expended from the account.

Matching or Cost-Sharing Requirement: None

**<u>Administering Agency</u>**: Department of Fish and Game

Section 711, Fish and Game Code Application: Game/Commercial

Fund Number: 0200 (Dedicated Account 0200.31)

Legal Title: Bay Delta Sport Fishing Enhancement Stamp - Fish and Game Preservation Fund

Legal Citation: Fish and Game Code, Sections 7360-7364

<u>History and Source of Funds</u>: Effective January 1, 2004, enacted Chapter 796, Statutes of 2003 established a Bay Delta Sport Fishing Enhancement Stamp, and specifies that fees received for that stamp shall be deposited in a separate account in the FGPF.

Chapter 381, Statutes of 2009, repealed the requirement to obtain a Bay Delta Sport fishing Enhancement Stamp or Validation, no fee is collected as of January 1, 2010.

Restrictions on use of Funds: Fees received for the stamp shall be spent by the Department for the long-term sustainable benefit of the primary bay-delta sport fisheries, and that the Director appointed a Bay Delta Sport Fishing Enhancement Stamp Advisory Committee for a 4-year term to determine the use of funds on suitable projects and activities. Advisory Committee membership is now sunset for all members. The geographic boundaries are defined the most downstream dams on each major Delta tributary. Funds have been specifically allotted for projects and administration by the Director to utilize the remaining funds by FY 2013-14.

Matching or Cost-Sharing Requirement: None

**Administering Agency:** Department of Fish and Game

Section 711, Fish and Game Code Application: Game/Sport Fishing

Fund number: 0200 (Dedicated Account 0200.32)

Legal Title: Fish and Game Warden Stamp - Fish and Game Preservation Fund

**Legal Citation: Fish and Game Code, Sections 860** 

<u>History and Source of Funds</u>: Chapter 294, Statutes of 2009, authorizes the Department to issue and sell Fish and Game Warden Stamps to support Fish and Game Wardens. The Fish and Game Warden Stamp may be purchased for a donation of not less than \$5.00. The Department may also design an electronic version of the Fish and Game Warden Stamp to be offered through the Automated License Data System. All revenues from sales under this section shall be deposited in the Fish and Game Warden Stamp Account which is hereby created in the FGPF to permit separate accountability for the receipt and expenditure of these funds.

<u>Restrictions on Use of Funds</u>: Funds deposited in the Fish and Game Warden Stamp Account shall be used, upon appropriation, to support the Department's Fish and Game Wardens.

Matching or Cost-Sharing Requirement: None

<u>Section 711, Fish and Game Code Application</u>: Game/Nongame/Sport /Commercial/Pollution/Indirect Costs

Fund Number: 0200 (Dedicated Account 0200.33)

Legal Title: Big Game Management Account - Fish and Game Preservation Fund

Legal Citation: Fish and Game Code, Sections 331, 332, 3951, 3952, 3953, 4332, 4334, 4656, 4751,

4902, 4903

<u>History and Source of Funds</u>: Chapter 408, Statutes of 2010, established the Big Game Management Account within FGPF. The Statutes consolidated the revenue generated from the sale and issuance of tags for the hunting of antelope, elk, deer, wild pig, black bear, and bighorn sheep, and fund-raising tags into the Big Game Management Account.

Restrictions on Use of Funds: Funds deposited in the Big Game Management Account shall augment and not replace any other funds appropriated to the Department for the preservation, restoration, utilization, and management of deer, elk, antelope, wild pig, bear, and sheep. Funds in the account shall be made solely available for expenditure for acquiring land, completing projects, and implementing programs to benefit antelope, elk, deer, wild pig, bear, and sheep, and to expand public hunting opportunities and related public outreach. Any lands acquired with funds from the Big Game Management Account shall be acquired in fee title or protected with a conservation easement and, to the extent possible, be open or provide access to the public for antelope, elk, deer, wild pig, bear, and sheep hunting. Funds may also be used to pay administrative and enforcement costs of the programs and activities described in this section.

The Department may make grants, reimburse, or enter into contracts or other agreements as defined in subdivision (a) of Section 1571 with nonprofit organizations for the use of the funds to carry out these purposes of this section, including related habitat conservation projects. Big game projects authorized pursuant to this section are not subject to Part 2 of Division 2 of the Public Contract Code or Article 6 of Chapter 6 of the Military and Veterans Code.

The Department shall maintain the internal accountability necessary to ensure compliance with the collection, deposit, and expenditure of funds specified in this section. The Department shall post budget information and a brief description on an internet web site for all projects funded from the Big Game Management Account.

Matching or Cost-Sharing Requirement: None

**Administering Agency:** Department of Fish and Game

Section 711, Fish and Game Code Application: Game/Sport Hunting

Fund Number: 0200 (Dedicated Account 0200.34)

Legal Title: Renewable Resources Permitting Account - Fish and Game Preservation Fund

Legal Citation: Fish and Game Code, Sections 2069, 2099, 2099.10
Public Resources Code, Sections 25524, 25619

<u>History and Source of Funds</u>: Chapter 10, Statutes of 2011 established Renewable Resources Permitting Account within FGPF. The Statutes authorizes the Department to design and implement actions to protect, restore, or enhance the habitat of plants and wildlife that can be used to fully mitigate the impacts of the take of endangered, threatened, or candidate species (mitigation actions) for proposed wind and geothermal power plants in the planning area subject to the Desert renewable Energy Conservation Plan.

The Department collects a permit application fee of either \$25,000, \$50,000, or \$75,000 as specified from an owner or developer of an eligible project. An eligible project is an eligible renewable energy resource as defined in the California Renewable Portfolio Standard Program.

If the permit application fee is determined by the Department to be insufficient to complete permitting work due to the complexity of a project, the Statutes require the Department to collect an additional fee from the owner or developer to pay for its estimated cost, not to exceed an additional \$200,000. The Department and the California Energy Commission have a cost-sharing agreement governing all eligible projects that are subject to the Energy Commission's certification requirements. The agreement shall ensure that all or a portion of the Department's costs of participating in the Energy Commission's site certification process for eligible projects for the purpose of advising the Energy Commission with regard to the Energy Commission's issuance of incidental take authorization, pursuant to Section 2080.1 and subdivision (b) of Section 2081, shall be paid to the Department by the Energy Commission from the fees received by the Energy Commission pursuant to subdivision (a) of Section 25806 of the Public Resources Code.

The Statutes appropriates \$6,000,000 from FGPF.

<u>Restrictions on Use of Funds</u>: Collected permit application fees are to pay for all or a portion of the Department's cost of processing incidental take permit applications and specified administrative expenses.

Matching or Cost-Sharing Requirement: None

**Administering Agency:** Department of Fish and Game

Section 711, Fish and Game Code Application: Non Game

Fund Number: 0200 (Dedicated Account 0200.35)

Legal Title: Dungeness Crab Account – Fish and Game Preservation Fund

Legal Citation: Fish and Game Code, Sections 8276.2-8276.5, 8279.1, 8280.1-8280.6

<u>History and Source of Funds</u>: Chapter 335, Statutes of 2011, extended the operation of Dungeness crab fishery. This Statutes created Dungeness Crab Account within FPGF, and required the fees collected to be deposited in that account.

The Statutes regulated Dungeness crab vessel permit, and required the Direct of the Department to adopt a program by March 31, 2013 for Dungeness crab trap limits for all California permits. The program requires participants to pay \$5 crab trap tag fee and a \$1,000 crab trap limit fee. The Statutes require the imposition of specified penalties for a violation of the program requirements, and created a Dungeness crab task force to make recommendations relating to the program and meet other requirements, as provided.

For the purpose of meeting the necessary expenses to manage this new program, the Department received an annual augmentation of \$702,000 through an appropriation by the Legislature.

These provisions will become inoperative on April 1, 2019, and will be repealed on January 1, 2020.

<u>Restrictions on use of Funds</u>: The money in the Dungeness Crab Account is available, upon appropriation by the Legislature, for administering and enforcing the program.

**Matching or Cost-Sharing Requirement:** None

**Administering Agency:** Department of Fish and Game

Section 711, Fish and Game Code Application: Commercial